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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ashkenazi et al. Docket No.: 39780-2730P1C66
Serial No.: 09/989,293 Group Art Unit: 1642
Filing Date: November 20, 2001 Examiner: David Blanchard
For: NUCLEIC ACIDS ENCODING PRO1159 POLYPEPTIDES

EXPRESS MAIL LABEL NO. EL 993 689 766 US
Date Mailed: September 16, 2004

AMENDMENT AND RESPONSE TO OFFICE ACTION

MS: AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

In response to the Office Action mailed on June 16, 2004 in connection with the above-identified patent application, please enter the following amendments, and consider the following arguments. This response is timely filed within the shortened statutory period set for the response and hence no fees are believed to be due. Attached herewith is a Declaration by Sherman Fong, Ph.D. with five exhibits: (1) Current Protocols in Immunology, Vol. I, Unit 3.12 by Richard Coico, (2) an article by Ralph Steinman, (3) an article by Gubler et al., (4) an article by Peterson et al., and (5) an article by Thurner et al. Also attached are articles by (i) Schnabel et al., (ii) Zhang et al. and an Information Disclosure Statement accompanies these references with necessary fees.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims that begins on page 4 of this paper.

Remarks/Arguments begin on page 11 of this paper.

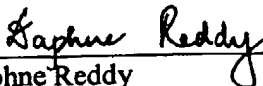
In view of the cancellation of claims 132-134, these rejections are moot and should be withdrawn.

The present application is believed to be in *prima facie* condition for allowance, and an early action to that effect is respectfully solicited.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 08-1641 (Attorney Docket No.: 39780-2730P1C66). Please direct any calls in connection with this application to the undersigned at the number provided below.

Respectfully submitted,

Date: September 16, 2004


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